

10-31-05

AF  
JAW



Practitioner's Docket No.: 791\_065 CON

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Hiroshi Nemoto and Kenshin Kitoh

Ser. No.: 09/997,604

Group Art Unit: 1745

Filed: November 29, 2001

Examiner: Susy N Tsang-Foster

Confirmation No.: 5235

For: LITHIUM SECONDARY BATTERY

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450** on October 28, 2005 under "EXPRESS MAIL" mailing label number EV 54942 5225 US.  
*Janet M. Stevens*  
Janet M. Stevens

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 1.191)

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed June 28, 2005, finally rejecting claims 11-14, 16-21, 23 and 24.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) ..... \$ 500.00.

Extension of Term

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application.

The requested extension and appropriate non-small-entity fee are as follows:

- ☒ One Month (37 CFR 1.17(a)(1)) ..... \$ 120.00
- ☐ Two Months (37 CFR 1.17(a)(2)) ..... \$ 450.00
- ☐ Three Months (37 CFR 1.17(a)(3)) ..... \$ 1020.00

Extension Fee Due ..... \$ 120.00.

Total Fees Due (Notice of Appeal and Extension of Time) ..... \$ 620.00.

11/01/2005 TBESHAH1 00000022 09997604  
01 FC:1401 500.00 OP

11/01/2005 TBESHAH1 00000022 09997604  
02 FC:1251 120.00 OP

**Status of Applicant**

- ☐ Applicant claims small entity status. See 37 CFR 1.27.  
Therefore, the fee shown above is reduced by half, and the  
resulting fee is: ..... \$\_\_\_\_\_.

**Fee Payment**

- ☒ Enclosed is a check in the amount of \$620.00.  
☐ Charge Deposit Account No. 50-1446 in the amount of \$\_\_\_\_\_.  
☒ The Commissioner is hereby authorized to charge any fees which may be required, or  
credit any overpayment, to Deposit Account No. 50-1446. Enclosed is a duplicate copy of  
this sheet.

Respectfully submitted,



Kevin C. Brown  
Reg. No. 32,402

October 28, 2005

Date

KCB:jms

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